

UNITED STATES DISTRICT COURT
for the
District of South Carolina

United States of America

v.

Raheem Marshall Louallen

)

Case No: 4:11-cr-00078-TLW

USM No. 22289-171

OSWALD.

William F. Nettles

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of **months is reduced to** .

(Complete Parts I and II of Page 2 when motion is granted)

This case does not qualify because Defendant's sentence was based on a Rule 11(c)(1)(C) agreement to 84 months incarceration, rather than the Guidelines. See *Freeman v. United States*, 131 S. Ct. 2685, 2696-2700 (2011) (Sotomayor, J., concurring); *United States v. Duvall*, 705 F.3d 479, 484 (D.C. Cir. 2013); *United States v. Brown*, 653 F.3d 337, 340 (4th Cir. 2011).

Except as otherwise provided, all provisions of the judgment dated 12/06/2011 shall remain in effect.

IT IS SO ORDERED.

Order Date: 06/08/2015

s/ Terry L. Wooten

Judge's signature

Effective Date: _____
(if different from order date)

Terry L. Wooten, Chief United States District Judge

Printed name and title